

House Bill 105 (AS PASSED HOUSE AND SENATE)

By: Representatives Maddox of the 172<sup>nd</sup>, McCall of the 30<sup>th</sup>, Roberts of the 154<sup>th</sup>, and England of the 108<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

To amend Title 4 of the Official Code of Georgia Annotated, relating to animals, so as to revise certain provisions relative to poultry; to change certain provisions relating to rendering plant license requirement, expiration, and fees; to change certain provisions relating to poultry dealer, broker, and market operator license requirement and record requirements, transportation equipment, and disposal of poultry; to change certain provisions relating to hatchery operator and poultry remedy manufacturer licenses; to change certain provisions relating to use of sulfaguanidine and sulfathiazole for poultry; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 4 of the Official Code of Georgia Annotated, relating to animals, is amended by revising Code Section 4-4-41, relating to rendering plant license requirement, expiration, and fees, as follows:

"4-4-41.

It shall be unlawful for any person, firm, partnership, or corporation to engage in the business of operating a rendering plant without first applying for and obtaining a license from the Commissioner of Agriculture. Each license shall expire on December 31 of each year, ~~and each application for a license must be accompanied by a license fee of \$5.00.~~

The commissioner may by rule or regulation establish a fee for such license in such an amount as is reasonable and necessary to offset part or all of the cost of administering such licensing program."

**SECTION 2.**

Said title is further amended by revising subsections (a) and (c) of Code Section 4-4-82, relating to poultry dealer, broker, and market operator license requirement and record requirements, transportation equipment, and disposal of poultry, as follows:

1 "(a) No poultry market operator shall engage in or carry on such business without first  
2 applying for and obtaining a license from the Commissioner. No poultry dealer or broker  
3 shall engage in or carry on such business without first applying for and obtaining a license  
4 from the Commissioner. ~~There shall be a fee of \$25.00 per annum for such license. The~~  
5 commissioner may by rule or regulation establish a fee for such license in such an amount  
6 as is reasonable and necessary to offset part or all of the cost of administering such  
7 licensing program."

8 "(c) No dealer, broker, or poultry market operator shall buy, store, or otherwise receive any  
9 poultry without first recording the name ~~and address of~~ of and other pertinent information  
10 required by the department relating to the person or persons from whom the poultry is  
11 received; and the number and type of such poultry; ~~and the motor vehicle license tag~~  
12 ~~number of the vehicle used by the person or persons to transport the poultry.~~ The dealer,  
13 broker, or poultry market operator shall also keep records of the name ~~and address of~~ of  
14 and other pertinent information required by the department relating to the person or persons  
15 buying such poultry. These records shall be maintained for two years. All records shall  
16 be subject to review by the Commissioner or a representative or employee of the  
17 department."

### 18 SECTION 3.

19 Said title is further amended by revising Code Section 4-7-3, relating to hatchery operator  
20 and poultry remedy manufacturer licenses, as follows:

21 "4-7-3.

22 (a) Every person, firm, corporation, or dealer who operates a hatchery shall first register  
23 and secure a permanent license from the Commissioner. ~~The fee for such permanent~~  
24 ~~license shall be fixed by the Commissioner in an amount not to exceed \$10.00 for each~~  
25 ~~hatchery, dealer, or branch.~~ The commissioner may by rule or regulation establish a fee  
26 for such license in such an amount as is reasonable and necessary to offset part or all of the  
27 cost of administering such licensing program. The license shall be conspicuously displayed  
28 in each place of business. The license shall not be transferable. When any condition is  
29 revealed to exist which is not in strict accord with this chapter, the license may be revoked  
30 or suspended by the Commissioner, in his or her discretion.

31 (b) Manufacturers of poultry remedies, before offering for sale each of such remedies in  
32 the state for treatment, eradication, or control of poultry diseases, shall first secure a license  
33 from and be approved by the Commissioner, at his or her discretion. ~~The fee for such~~  
34 ~~license shall be \$1.00 for each remedy.~~ The commissioner may by rule or regulation  
35 establish a fee for such license in such an amount as is reasonable and necessary to offset  
36 part or all of the cost of administering such licensing program."

**SECTION 4.**

Said title is further amended by revising Code Section 4-7-5, relating to use of sulfaguanidine and sulfathiazole for poultry, as follows:

"4-7-5.

~~(a) It shall be lawful in this state for any recognized poultry flock owners to buy and use sulfaguanidine and sulfathiazole in original packages in powdered form only for their own requirements in the treatment of poultry diseases. Dealers in poultry supplies may buy and sell sulfaguanidine and sulfathiazole.~~

~~(b) No person, firm, or corporation in this state shall sell or offer for sale sulfaguanidine or sulfathiazole unless each is plainly labeled with the words 'For Poultry Only.'~~

Reserved."

**SECTION 5.**

All laws and parts of laws in conflict with this Act are repealed.